2026:AHC:208411

HIGH COURT OF JUDICATURE AT ALLAHABAD

CRIMINAL MISC. BAIL APPLICATION No. - 34568 of 2026

Sumit Pal @ Bunty Pal

.....Applicant(s)

Versus

State of U.P.

.....Opposite Party(s)

Counsel for Applicant(s)	:	Arvind Kumar
Counsel for Opposite Party(s)	:	G.A.

Court No. - 69

HON'BLE AVNISH SAXENA, J.

1. Heard Sri Arvind Kumar, learned counsel for accused applicant and learned A.G.A. for the State.

2. The present bail application has been moved by the applicant accused-**Sumit Pal @ Bunty Pal** to enlarge him on bail in Case Crime No. 496 of 2025, under Sections 319(2), 318(4), 338, 336(3), 339 of BNS, P.S.-Mahuli, District- Sant Kabir Nagar during the pendency of trial.

3. It is the contention of learned counsel for accused applicant that the accused applicant has been falsely implicated in FIR dated 25.12.2025 lodged through an application under Section 175(3) BNSS with the allegation that the accused persons including the accused applicant had cheated the informant of money and documents for getting a mobile tower erected on his plot. Later on, the documents have been misused by placing it for motorcycle loan. It is further contended that the accused applicant has been falsely implicated in this case. No such assurance of erecting of mobile tower has ever been given to the informant. The informant has purchased the motorcycle, whose monthly installment has not been paid by him due to which, the motorcycle has been seized by the Finance Company from the possession of the informant, This shows that there is no misuse of the documents. The charge sheet has been submitted. The applicant has six cases criminal history, wherein, in five cases, he is on bail and one case, stay is in operation. The applicant is languishing in jail since 26.7.2026. He seeks enlargement of accused on bail.

4. Learned A.G.A. has opposed the bail application.

5. This Court has taken into consideration the rival submissions made by learned counsel for the parties and perused the record.

6. Considering the the role of the accused applicant and prima facie nothing incriminating is found against the accused applicant. His motorcycle, which is stated to be purchased on misusing of documents, has been recovered from the possession of the informant, the accused applicant is entitled to be enlarged on bail.

7. Hence, without touching merit of the case, the bail application is **allowed**.

8. The accused/applicant be released on bail in the aforesaid case on furnishing a personal bond and two sureties each in the like amount to the satisfaction of court concerned in view of observation made by the Supreme Court in its dictums of **Girish Gandhi Vs. State of Uttar Pradesh [(2024) 10 SCC 674] and Policy Strategy for grant of bail in re [(2024)10SCC 685].**

9. The accused-applicant shall cooperate in judicial process for fair and speedy disposal.

(Avnish Saxena,J.)

October 6, 2026
Krishna*

Digitally signed by :-
KRISHNA KUMAR
High Court of Judicature at Allahabad